

FILED
Clerk
District Court

NOV - 5 2007

For The Northern Mariana Islands
By _____
(Deputy Clerk)

TAITANO_C.gar9a

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CRISPIN ATALIG TAITANO,

Defendant,

NORTHERN MARIANA ISLANDS
RETIREMENT FUND (NMIRF),

Garnishee.

CRIMINAL CASE NO. 04-00017

**FINAL ORDER IN
CONTINUING GARNISHMENT**

FINAL ORDER IN CONTINUING GARNISHMENT

This matter is before the Court for consideration of the entry of a final order of continuing garnishment pursuant to Section 3205 of the Federal Debt Collection Procedures Act of 1990, 28 U.S.C. § 3205, against the non-exempt property of the judgment defendant, CRISPIN ATALIG TAITANO.

An Application of Writ of Continuing Garnishment directed to Garnishee has been duly issued and served upon the Garnishee. Pursuant to the Writ of Continuing Garnishment, the Garnishee filed an Answer stating that at the time of the service of the Writ it had in its custody, control or possession a lifetime retirement pension belonging to the Defendant which is paid

1 semi-monthly in the amount of \$1,697.00. In its Answer, however, the Garnishee objected to the
2 garnishment and claimed an exemption on the part of Defendant.

3 Plaintiff filed it's Opposition rejecting that Defendant's retirement funds are protected
4 from garnishment as a matter of law.

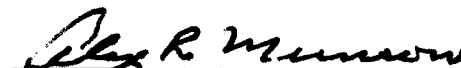
5 The defendant was served with a copy of the Writ of Continuing Garnishment and
6 notified of his right to a hearing. The defendant requested a hearing to determine exempt
7 property which was held on October 31, 2007.

8 Whereupon the Court, having considered the Application for a Writ of Continuing
9 Garnishment against the earnings of the Defendant, the Answer of the Garnishee, United States
10 of America's Memorandum of Points & Authorities in Opposition to Garnishee's Objection to
11 Writ of Continuing Garnishment, and noting that the defendant, CRISPIN ATALIG TAITANO,
12 has exercised his right to request a hearing now finds that the entry of a final order of continuing
13 garnishment is in all respects proper.

14 IT IS THEREFORE ORDERED Garnishee shall pay to plaintiff Twenty-five percent
15 (25%) of his lifetime retirement pension paid semi-monthly. These payments shall be made at
16 the same time the employee is paid and shall continue until the debt to the plaintiff is paid in full
17 or the Garnishee no longer has custody, possession or control of any property belonging to the
18 debtor or until further Order of this Court. Payments shall be made payable to the "Clerk, U.S.
19 District Court for the NMI" and sent to the U.S. District Court for the Northern Mariana
20 Islands, 2nd Floor, Horiguchi Building, Garapan, P.O. Box 500687, Saipan, MP 96950.

21 IT IS FURTHER ORDERED that any amounts which the Garnishee may be holding
22 pursuant to the Writ of Continuing Garnishment shall immediately be turned over to the Clerk's
23 Office at the above address.

24 DATED this 5TH day of NOVEMBER, 2007.

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27 
28 ALEX R. MUNSON
Chief Judge
U.S. District Court for the Northern
Mariana Islands